

APR 29 2005

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DATE: April 29, 2005

TO:	U.S. Patent and Trademark Office Mail Stop Amendment
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FROM: Trent A. Kirk
Reg. No. 54,223

* * * * **OFFICIAL** * * * *

In re: Arthur C. Day, et al.
Appl. No. 10/763,522
Filed: 01/23/2004
For: **ELECTROMAGNET HAVING SPACER FOR FACILITATING
COOLING AND ASSOCIATED COOLING METHOD**

NO. OF PAGES: (Including cover page)	3
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USER CODE: Ronel	FAX NUMBER: (703) 872-9306
CLIENT/MATTER: 038190/271477	
REQUESTED BY: Lisa Rone	VOICE NUMBER: (703) 308-1202

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APR 29 2005

Attorney's Docket No. 038190/271477

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Arthur C. Day, et al.	Confirmation No.:	9220
Appl No.:	10/763,522	Group Art Unit:	2832
Filed:	January 23, 2004	Examiner:	Lincoln D. Donovan
For:	ELECTROMAGNET HAVING SPACER FOR FACILITATING COOLING AND ASSOCIATED COOLING METHOD		

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

This is in response to the Office Action mailed March 30, 2005. Applicant hereby elects without traverse Species I depicted in Figure 1, and Claims 1-9, which are readable thereon, and expressly reserves the right to file divisional applications or take such other appropriate measures deemed necessary to protect the inventions disclosed in the application.

Applicant notes the indication by the Examiner that none of the independent claims appear to be generic. Applicants disagree, however, in that the independent claim directed to Species I, namely, independent Claim 1, is generic in the sense that it also is directed to, and provides protection for, Species IV depicted in Figure 5. Similarly, the other independent claims, namely, Claims 10 and 20, are generic in the sense that each also is directed to, and provides protection for, at least two of the Species V and VI depicted in Figures 6 and 7. It is understood that the non-elected Species IV will become allowable should a generic claim covering this non-elected species become allowable.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

Appl No.: 10/763,522
Amdt. dated 04/29/2005
Reply to Restriction Requirement of 03/30/05

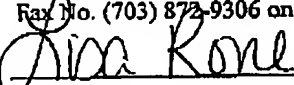
It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,



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CLT01/4705133v1